

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

PROPOSAL TO AMEND THE LOCAL RULES

The full Court met in executive session on Thursday, January 17, 2008, and approved a proposal to amend LCrR32.3 of the Criminal Rules of this Court as follows (additions shown thus, and deletions shown ~~thus~~):

LCrR32.3. Confidentiality of Records Relating to Presentence Investigation Reports and Probation Supervision

Records maintained by the probation department of this Court relating to the preparation of presentence investigation reports and the supervision of persons on probation or supervised release are confidential. Information contained in the records that is relied on by the probation department to prepare presentence investigation or supervision reports may be released only by order of the court, after the report incorporating the information has been provided to the court. Requests for such information shall be by written petition establishing with particularity the need for specific information contained in such records.

When a demand by way of a subpoena or other judicial process is made of a probation officer either for testimony concerning information contained in such records or for the records or copies of the records, the probation officer may petition the court for instructions. The probation officer shall neither disclose the information nor provide the records or copies of the records except on order of this Court or as provided in LCrR32.1.

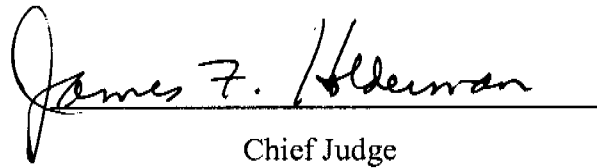
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COMMENT: The proposed modification would clarify the timing and the information that can be released from Probation Officers' files. By direction of the full Court and pursuant to 28 U.S.C. §207(b) regarding appropriate public notice and opportunity for comment, the Clerk is directed to: (a) cause the proposal to amend revised Local Criminal Rule 32.3 to be posted in the Courthouses at Chicago and Rockford, (b) cause notice of the proposal and requests for comment to be published in the *Chicago Daily Law Bulletin*, (c) cause notice of the proposal and requests for comment to be posted on the web site for the United States District Court Northern District of

Illinois, (d) indicate in such notice a final date for receipt of comments, which date shall be sixty days from the first date of publication in the *Law Bulletin*, (e) collect and distribute among the members of the Advisory Committee for Local Rules all comments received, and (f) following receipt of a copy of the report and recommendation of the advisory committee to distribute copies of the comments together with copies of the report and recommendation among the members of the Court for consideration at a regular meeting of the full Court.

ENTER:

FOR THE COURT


Chief Judge

Dated at Chicago, Illinois this 24th day of January, 2008.